

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

SHEPHERD INVESTMENTS INTERNATIONAL,

Plaintiff,

- against -

PAINCARE HOLDINGS, INC.,

Defendant.

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ELCTRONICALLY FILED
DATE FILED: 1/23/08 05

**SETTLEMENT
CONFERENCE ORDER**

07 Civ. 9836 (SAS) (RLE)

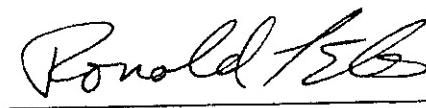
RONALD L. ELLIS, United States Magistrate Judge:

This action has been referred to Magistrate Judge Ronald L. Ellis for SETTLEMENT.

A CONFERENCE WILL BE HELD IN THIS CASE BY THE JUDGE ON FEBRUARY 21, 2008, AT 10:00 A.M. IN COURTROOM 18D, 500 PEARL STREET. All counsel must be present. Plaintiff's counsel is responsible for confirming with each defendant's counsel that all necessary participants are aware of this conference.

Unless excused by the Court, each party, together with counsel, must appear in person for the conference. If a party is not prepared to go forward with settlement discussions, written notice to the Court is required prior to the conference.

No request for adjournment will be considered unless made at least **THREE BUSINESS DAYS** before the scheduled conference and only after the parties have consulted with each other. Direct inquiries to Debbie Smith, 212-805-0242.



**The Honorable Ronald L. Ellis
United States Magistrate Judge**

**SO ORDERED
January 23, 2008**